

# Senate File 304 - Enrolled

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SENATE FILE 304

AN ACT

RELATING TO THE EXERCISE OF REGULATORY AUTHORITY BY THE  
DEPARTMENT OF NATURAL RESOURCES AND THE NATURAL RESOURCE  
COMMISSION WITHIN THE BOUNDARIES OF THE SAC AND FOX TRIBE  
SETTLEMENT IN TAMA COUNTY, AND PROVIDING FOR APPLICABILITY  
AND EFFECTIVE DATES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 481A.38, subsection 3, Code 2007, is  
amended to read as follows:

3. The department and the commission shall exercise  
regulatory authority regarding seasons, bag limits, possession  
limits, locality, the method of taking, or the taking of fish  
and wildlife by members of the Sac and Fox tribe of the

~~Mississippi in Iowa~~ within the boundaries of the Sac and Fox  
tribe settlement in Tama county only to the extent provided in  
a written agreement between the tribal council of the Sac and  
Fox tribe of the Mississippi in Iowa and the department. The  
written agreement shall not be construed to supersede or  
impair the regulatory authority exercised by the commission  
pursuant to the federal Migratory Bird Treaty Act, the federal  
Migratory Bird Stamp Hunting Act, the federal Endangered  
Species Act, or other federal law and shall not be construed  
to supersede or impair the regulatory authority exercised by  
the Sac and Fox tribe of the Mississippi in Iowa pursuant to  
any federal act, statute, or law. The department and the

commission shall not unreasonably fail to enter into an  
agreement and shall pursue such an agreement in an expedient  
manner. This subsection shall become effective upon signing  
of the written agreement by the director of the department and  
the chairperson of the Sac and Fox tribe of the Mississippi in  
Iowa.

Sec. 2. EFFECTIVE DATE. This Act, being deemed of  
immediate importance, takes effect upon enactment.

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JOHN P. KIBBIE  
President of the Senate

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PATRICK J. MURPHY  
Speaker of the House

I hereby certify that this bill originated in the Senate and  
is known as Senate File 304, Eighty-second General Assembly.

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MICHAEL E. MARSHALL  
Secretary of the Senate

Approved \_\_\_\_\_, 2007

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CHESTER J. CULVER  
Governor